

FILED
MAR 10 PM 3:48
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U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JOSEPH P. RUSSONIELLO (CABN 44332)
United States Attorney

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Attorneys for the United States

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

ERNEST LEMAEFE TOFI,

Defendant.

CRIMINAL NO. **3 0 8 7 0 1 3 4**

JCS
NOTICE OF PROCEEDINGS ON
OUT-OF-DISTRICT CRIMINAL
CHARGES PURSUANT TO RULES
5(c)(2) AND (3) OF THE FEDERAL RULES
OF CRIMINAL PROCEDURE

Please take notice pursuant to Rules 5(c)(2) and (3) of the Federal Rules of Criminal
Procedure that on March 10, 2008, the above-named defendant was arrested based upon an
arrest warrant (copy attached) issued upon an

☒ Indictment

☐ Information

☐ Criminal Complaint

☐ Other (describe) _____

pending in the District of Hawaii, Case Number 08-00060.


1 In that case, the defendant is charged with a violations of Title 21, United States Code,
2 Sections 846 and 841(b)(1)(B), and Title 18, United States Code, Section 2.

3 Description of Charges: knowingly and intentionally conspiring to distribute and possess with the
4 intent to distribute 500 grams or more of cocaine, and distributing and possessing with the intent
5 to distribute 500 grams or more of cocaine.
6

7 Respectfully Submitted,

8 JOSEPH P. RUSSONIELLO
9 United States Attorney

10 Date: March 10, 2008

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12 NICOLE M. KIM
13 Assistant U.S. Attorney
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AO 442 (Rev. 10/03) Warrant for Arrest

SEALED
BY ORDER OF THE COURT
UNITED STATES DISTRICT COURT
 District of Hawaii

UNITED STATES OF AMERICA

WARRANT FOR ARREST

V.

Case Number: CR 08-00060 HIG 01

(01) ERNEST LAMAEFE TOFI

(Name and Address of Defendant)

To: The United States Marshal and any Authorized United States Officer

YOU ARE HEREBY COMMANDED TO ARREST (01) ERNEST LAMAEFE TOFI and bring him or her forthwith to the nearest district/ magistrate judge to answer an Indictment , charging him or her with (brief description of offense)

Title 21 U.S.C. 846, 841(A)(1) AND 841(b)(1)(B) - Conspiracy to Distribute Narcotics - Cocaine - Count 1.

Title 21 U.S.C. 841(a)(1);(b)(1)(B) - Narcotics - Sell, Distribute, or Dispense Cocaine - Count 2.

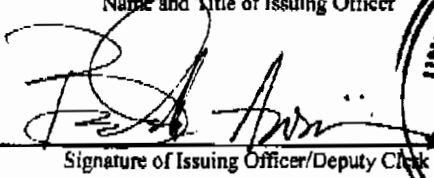
in violation of Title 21 United States Code, Section(s) 846: 841(a)(1);(b)(1)(B).

Suc Beitia

Name and Title of Issuing Officer

Clerk U.S. District Court

Title of Issuing Officer



Signature of Issuing Officer/Deputy Clerk



February 6, 2008 at Honolulu, Hawaii

Date and Location

Bail Fixed at NO BAIL

By: Leslie E. [Signature], United States Magistrate Judge

RETURN

This warrant was received and executed with the arrest of the above-named defendant at _____

Date Received	NAME AND TITLE OF ARRESTING OFFICER	SIGNATURE OF ARRESTING OFFICER
Date of Arrest		

EDWARD H. KUBO, JR. 2499
United States Attorney
District of Hawaii

FLORENCE T. NAKAKUNI 2286
Chief, Narcotics Section

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FILED IN THE
UNITED STATES DISTRICT COURT
DISTRICT OF HAWAII

FEB 06 2008
at 11 o'clock and 11 min. M.
SUE BEITIA, CLERK

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF HAWAII

UNITED STATES OF AMERICA,)	CR. NO.
)	
Plaintiff,)	
)	INDICTMENT
vs.)	
)	[21 U.S.C. §§ 846,
ERNEST LEMAEFE TOFI,	(01))	841(a)(1), 841(b)(1)(B),
GREGORY SADIE,	(02))	18 U.S.C. § 2]
)	
Defendants.)	

CR 08-00060 HG

INDICTMENT

COUNT 1

The Grand Jury charges that:

From a time unknown to the Grand Jury up through and including on or about July 18, 2007, in the District of Hawaii, defendants ERNEST LEMAEFE TOFI, GREGORY SADIE, and Saline Samia, who is not a defendant herein and who is charged elsewhere, and others known and unknown to the Grand Jury, knowingly and intentionally conspired to distribute, and to possess with intent to distribute, five hundred (500) grams or more of a mixture or substance containing a detectable amount of cocaine, its salts,

optical and geometric isomers, and salts of isomers, a Schedule II controlled substance.

All in violation of Title 21, United States Code, Section 841(a)(1).

OVERT ACTS

In furtherance of this conspiracy and in order to achieve the objects thereof, the following overt acts, among others, were committed in the District of Hawaii.

1. On or about January 31, 2007, through on or about July 19, 2007, in the District of Hawaii and elsewhere, ERNEST LEMAEFE TOFI mailed or arranged to mail ten (10) parcels containing cocaine to Saline Samia. The contents of the parcels were given to GREGORY SADIE for distribution in the District of Hawaii and elsewhere.

2. On or about November 27, 2006, through on or about July 3, 2007, in the District of Hawaii and elsewhere, Saline Samia was directed by ERNEST LEMAEFE TOFI to mail twelve (12) parcels containing money that she received from GREGORY SADIE to M.T. That money was proceeds from cocaine sold by GREGORY SADIE.

All in violation of Title 21, United States Code, Sections 846, 841(a)(1), and 841 (b)(1)(B).

COUNT 2

The Grand Jury further charges that:

On or about July 19, 2007, in the District of Hawaii and elsewhere, the defendants, ERNEST LEMAEFE TOFI, GREGORY SADIE, and Saline Samia did knowingly and intentionally attempt

to possess with intent to distribute 500 grams or more, of a mixture or substance containing a detectable amount of cocaine, its salts, optical and geometric isomers, and salts of isomers, to wit, approximately 1,110 gross grams, a Schedule II controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1); (b)(1)(B), 846 and Title 18, United States Code, Section 2.


DATED: February 6, 2008, at Honolulu,
Hawaii.

A TRUE BILL

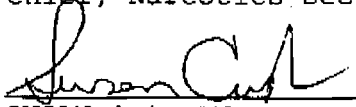
/s/ Foreperson

FOREPERSON, GRAND JURY

EDWARD H. KUBO, JR.
United States Attorney
District of Hawaii



FLORENCE T. NAKAKUNI
Chief, Narcotics Section



SUSAN CUSHMAN
Assistant U.S. Attorney

United States v. Ernest Lemaefe Tofi, et al.
INDICTMENT
Cr. No.